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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Elizabeth Colbert et al.

Application No.: 10/824,336

Filing Date: April 14, 2004

Title: COATING FOR WALL  
CONSTRUCTION

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)  
) Group Art Unit: 1714  
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) Examiner: SANDRA K. POULOS  
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) Confirmation No.: 5383  
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FIFTH  
INFORMATION DISCLOSURE STATEMENT  
TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed is a FIFTH Information Disclosure Statement (IDS) and accompanying form PTO-1449 for the above-identified patent application.

- ☐ No additional fee for submission of an IDS is required.
- ☒ The fee of \$ 180 as set forth in 37 C.F.R. § 1.17(p) is also enclosed.
- ☐ A statement under 37 C.F.R. § 1.97(e) is also enclosed.
- ☐ A statement under 37 C.F.R. § 1.97(e), and the fee of \$ 180 as set forth in 37 C.F.R. § 1.17(p) are also enclosed.
- ☐ Charge \_\_\_\_\_ to Deposit Account No. 02-4800 for the fee due.
- ☐ A check in the amount of \_\_\_\_\_ is enclosed for the fee due.
- ☒ Charge \$ 180 to credit card for the fee due. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

Date 8-6-07

By: William C. Rowland  
William C. Rowland  
Registration No. 30888

P.O. Box 1404  
Alexandria, VA 22313-1404  
703 836 6620

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Elizabeth Colbert et al.

Application No.: 10/824,336

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Examiner: SANDRA K. POULOS

Confirmation No.: 5383

## FIFTH INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure as set forth in 37 C.F.R. § 1.56, the accompanying information is being submitted in accordance with 37 C.F.R. §§ 1.97 and 1.98.

Pursuant to 37 C.F.R. § 1.98, a copy of each of the documents cited is enclosed.

The documents are being submitted after a first Office Action on the merits but prior to the closing of prosecution, therefore under 37 C.F.R. § 1.97(c), the fee of \$180 as set forth in 37 C.F.R. § 1.17(p) is enclosed.

The Examiner's attention is directed to copending application number 10/625,624, (Pub. No. 2004/0154264) naming Elizabeth Colbert as inventor(s) and filed on July 24, 2003, to copending application number 10/885,078, (Pub. No. 2004/0237436) naming Francois Zuber et al. as inventor(s) and filed on July 7, 2004, to copending application number 10/857,504, (Pub. No. 2004/0216424) naming Francois Zuber et al. as inventor(s) and filed on June 1, 2004, to copending application number 10/534,231, (Pub. No. 2006/0048684) naming Christian Bonetto et al. as inventor(s) and filed on May 6, 2005, to copending application number 10/824,193, (Pub. No. 2005/0229519) naming Elizabeth Colbert et al. as inventor(s) and filed on April 14, 2004, to copending application number 10/823,428, (Pub. No. 2005/0252128) naming Elizabeth Colbert et al. as inventor(s) and filed on April 13, 2004, and the documents cited therein. According to the Private Patent Application Information Retrieval System (PAIRS), all of these applications are available in electronic format; therefore, copies of the copending application are not required.

08/07/2007 HVUONG1 00000115 10824336

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**Buchanan Ingersoll & Rooney PC**  
Attorneys & Government Relations Professionals

To assist the Examiner, the documents are listed on the attached form PTO-1449. It is respectfully requested that an Examiner initialed copy of this form be returned to the undersigned.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

Date: 8-6-07

By:   
William C. Rowland  
Registration No. 30888

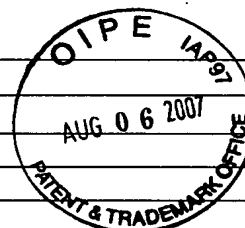
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703 836 6620

# **FIFTH** **INFORMATION DISCLOSURE** **STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 2

Application Number	10/824,336
Filing Date	April 14, 2004
First Named Inventor	Elizabeth Colbert et al.
Examiner Name	SANDRA K. POULOS
Attorney Docket No.	1034296-000604



## U.S. PATENT DOCUMENTS

Examiner Initials	Document Number	Kind Code (if known)	Name of Patentee or Applicant of Cited Document	Issue/Publication Date (MM-DD-YYYY)
	3,303,147		Elden	02-07-1967
	4,238,239		Brown	12-09-1980
	4,448,639		Long	05-15-1984
	4,720,303		Soldatos	01-19-1988
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	6,436,185		Ayambem et al.	08-20-2002
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	7,047,701		Bonetto et al.	05-23-2006
	2002/0121326		Adler et al.	09-05-2002
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	2005/0252128		Colbert et al.	11-17-2005
	2006/0048684		Bonetto et al.	03-09-2006

## FOREIGN PATENT DOCUMENTS

Examiner Initials	Document Number	Kind Code (if known)	Country	Date of Publication (MM-DD-YYYY)	STATUS						
					Translation	Partial Translation	Eng. Lang. Summary	Search Report	IPER	Abstract	Cited in Spec
	00/06518		WIPO	02-10-2000							
	02/06813		WIPO	01-24-2002							
	99/08979		WIPO	02-25-1999							
	99/48833		WIPO	09-30-1999							
	99/57371		WIPO	11-11-1999							
	2818635		France (corresponding to US 2002/0121326)	06-28-2002							
	2818968		France	07-05-2002							
	2166536		France	08-17-1973							
	2228931		Great Britain	09-12-1990							
	2,259,115		Canada	08-03-1999							
	719427		Australia	05-11-2000							

Examiner Signature

Date Considered

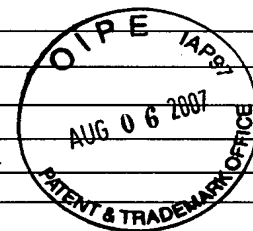
\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with M.P.E.P. § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

**FIFTH**  
**INFORMATION DISCLOSURE**  
**STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 2 of 2

Application Number	10/824,336
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First Named Inventor	Elizabeth Colbert et al.
Examiner Name	SANDRA K. POULOS
Attorney Docket No.	1034296-000604



**NON-PATENT LITERATURE DOCUMENTS**

Examiner Initials	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
	DAN EKLUND, "The Influence of Binders and Pigments upon the K&N Ink Absorption of Coated Papers", No. 9, 1973 Papper och Trä.
	Chemical Abstracts, Vol. 103, No. 8, 26 August 1985, Abstract No. 58270z, pp. 278; XP 000185205; Abstract of JP 60 065197.
	Database WPI, Week 199727, AN 1997-293470, XP002198594, Abstract of JP 09 109131.
	Derwent WPI AN 1997-109001, Week 199710, Abstract of WO 9702395.
	Derwent WPI AN 1989-016493, Week 198903, English Abstract of DE 3721668.
	Derwent WPI AN 1993-002309, Week 199301, English Abstract of EP 0521804.
	Decision, June 14, 2005, Appeal No. T 1032/03-3.2.3, and translation thereof.
	Copy of New Zealand Opposition Paper in Patent No. 527112 dated 12-18-2006.
	Copy of the International Preliminary Examination Report issue in a corresponding PCT application.

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with M.P.E.P. § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.